

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 14775 of the Riggs National Bank, pursuant to 11 DCMR 3107.2, for a variance from the use provisions to establish an automatic banking facility (Sub-section 300.3), and a variance to establish an automatic banking facility in a parking lot (Paragraph 2303.1(c)) approved under BZA Order No. 14160, for a proposed addition and conversion of a parking shelter into an automatic banking facility in an R-2 District at premises 3901-03 Warren Street, N.W., (Square 1784, Lots 6 and 7).

HEARING DATE: March 23, 1988
DECISION DATE: March 23, 1988 (Bench Decision)

SUMMARY ORDER

The site of the application is located in Advisory Neighborhood Commission ("ANC") 3F and in proximity to ANC 3E. ANC 3F, which is automatically a party to the application, filed a written statement of issues and concerns in support of the application, on the condition the applicant improve the landscaping at the site. ANC 3E did not submit a written statement of issues and concerns, or request to be treated as an affected ANC.

As directed by 11 DCMR 3324, the Board has required the applicant to satisfy the burden of proving the elements which are necessary to establish the case for variances from the strict application of the requirements of § 300.3 (uses as a matter of right) and § 2303.1(c) (structure and use of buildings on premises devoted to use as a parking lot).

No person or entity appeared at the hearing or otherwise requested to participate as a party in this proceeding. Accordingly, a decision by the Board to grant this application would not be adverse to any party. Based upon the record before the Board, the Board concludes that the applicant has met the burden of proof, pursuant to 11 DCMR 3107, and that the requested relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and maps. It is therefore ORDERED that the application is GRANTED, subject to the following CONDITION that the existing landscaping shall be improved.

Pursuant to 11 DCMR 3301.1, the Board has determined to waive the requirement of 11 DCMR 3331.3 that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party, and is not prohibited by law.

VOTE: 4-0 (Charles R. Norris, Paula L. Jewell, William F. McIntosh, and Carrie L. Thornhill to grant).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY:


EDWARD L. CURRY
Executive Director

FINAL DATE OF ORDER: JUN 24 1988

UNDER 11 DCMR 3103.1, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE BEFORE THE BOARD OF ZONING ADJUSTMENT."

THIS ORDER OF THE BOARD IS VALID FOR A PERIOD OF SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS ORDER, UNLESS WITHIN SUCH PERIOD AN APPLICATION FOR A BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY IS FILED WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS.

14775order/BJW29

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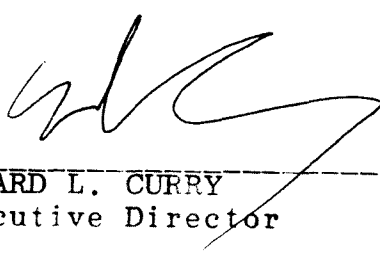
APPLICATION No. 14775

As Executive Director of the Board of Zoning Adjustment, I hereby certify and attest to the fact that a copy of the Order of the Board in the above numbered case, said Order dated _____, has been mailed postage prepaid to each party who appeared and participated in the public hearing concerning this matter, and who is listed below:

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Kendall Valentine, Chairman
ANC 3F
P.O. Box 39083
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Washington, D.C. 20016



EDWARD L. CURRY
Executive Director

DATE: _____

UN 21 1983